

SUPERIOR COURT OF CALIFORNIA

County of San Diego

DATE: August 23, 2005

DEPT. 71

REPORTER A: Peter Stewart

CSR# 3184

PRESENT HON. RONALD S. PRAGER

REPORTER B:

CSR#

JUDGE

CLERK: K. Sandoval

BAILIFF: K. Williams

REPORTER'S ADDRESS: P.O. BOX 120128

SAN DIEGO, CA 92112-4104

JUDICIAL COUNSEL
COORDINATION PROCEEDINGS
NO. JCCP 4221
1,11,111, AND 1V

TITLE [Rule 1550(b)]
NATURAL GAS CASES

INDEXING CASES

10:10 a.m. This being the time previously set for **ORAL ARGUMENT on the WILLIAM-RELIANT DEMURRER** Court convenes with counsel as noted on Exhibit "A" which is attached hereto and incorporated herein as though set forth in full. Seated at counsel table are:

Joseph Cotchett of Cotchett, Pitre, Simon & McCarthy
Barry Himmelstein of Lieff, Cabraser, Heinmann & Bernstein
Nancy Fineman of Cotchett, Pitre, Simon & McCarthy
Jeffrey Shohet of DLA Piper Rudnick Gray Cary
Joel Kleinman of Dickstein Shapiro Morin & Oshinsky
Stanley Panikowski 111 of DLA Piper Rudnick Gary Cary
Christopher Healy of Luce Forward

Attorney Shohet presents oral argument on behalf of the Defendants Williams and Reliant.

10:30 a.m. Attorney Himmelstein presents oral argument on behalf of the Plaintiffs.

10:33 a.m. Attorney Healy presents oral argument on behalf of Defendant Zanaboni.

10:38 a.m. Attorney Fineman presents oral argument on behalf of the Plaintiffs.

10:43 a.m. Attorney Healy presents rebuttal argument.

10:45 a.m. The **Court confirms** its ruling on both the Williams-Reliant and Zanaboni demurrers.

All parties are to file responses within 15 days. Ms. Zanaboni response may be filed after jurisdictional issues are resolved.

Attorney Himmelstein is to prepare order and all counsel to review.

10:48 a.m. Court and counsel discuss proposed protective order. Attorney Cotchett presents argument on behalf of the Plaintiff.

11:02 a.m. Attorney Kleinman presents argument on behalf of the Defendant.

11:08 a.m. Rebuttal argument on behalf of the Plaintiff by Attorney Cotchett resumes.

Court and counsel discuss proposed additions/deletions to the protective order.

Attorney Cotchett is to prepare order.

11:30 a.m. Court is adjourned.

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INDEXING

| Case Name | Natural Gas | Case Number# | JCCP 4221 |
|---------------------------------|-----------------------------------|--------------|-----------|
| ATTORNEY'S NAME PLEASE PRINT | PARTY REPRESENTED PLEASE PRINT | | |
| Jeffrey Shohet | Williams Δ | | |
| Stan Pawlikowski | Williams Δ | | |
| JOEL KUEHN AU | DUKE ENERGY Δ | | |
| CHRIS HEALEY | RELIANT Δ | | |
| KEVIN TSO | LA DWP - π City OF LOS ANGELES | | |
| James Fogelman | Sempra Δs | | |
| Carla Badrosian | WD Energy Services Inc | | |
| Dane McGimsey | WD Energy Services Inc. | | |
| Domingo Dominguez | 11 Los, the Pie Queen | | |
| Reynaldo Texell | 11 Los, the Pie Queen | | |
| Joseph W. Cotchett | Non-Class Plaintiffs | | |
| Nancy L. Fineman | | | |
| Nancy E. Nishimura | | | |
| GEOFFREY HOLTZ | RELIANT | | |
| JOHN STEWART | TXU Δs | | |
| Sean Gorman | Aguila Merchant Services | | |
| ALAN Z. YUDKOWSKY | SEMPRA ENERGY TRADING CORP. | | |
| BARRY HINNENSTEIN | CLASS PLAINTIFFS | | |